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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA) CR. NO. S-05-0034-LKK
12)
Plaintiff,)
13 v.) ORDER SETTING STATUS DATE
AND EXCLUDING TIME
14 LINDA CHANEY,)
JAY McCASTLE,)
15 DAVID TALCOTT USSERY, and)
ROBERT ROBINSON,)
16 Defendants.)
17 _____

18 Based upon request of the parties and representations made in
19 open court on November 15, 2005, IT IS HEREBY ORDERED:

20 This matter is set over for a motions hearing on December 13,
21 2005.

22 The government's oppositions to the defendants' previously-
23 filed motions shall be filed November 29; defendants' reply briefs
24 due December 6, 2005.

25 The Court finds that the matter is complex in that there are
26 multiple defendants, evidence that needs to be reviewed with
27 incarcerated defendants, and that the defendants' counsel reasonably

1 require additional time to review discovery with their clients and
2
3 to conduct investigation for effective preparation for the motions
4 hearings and to make informed decisions regarding resolution of the
5 case.

6 The Court further finds that the ends of justice served by
7 granting the defendant's counsel time to diligently investigate and
8 prepare outweigh the interest of the defendant and the public in a
9 speedy trial.

10 Accordingly, the Court orders that time shall be excluded until
11 December 13, 2005 under the Speedy Trial Act, 18 U.S.C. §
12 3161(h)(8)(iv) (T-4 / preparation and continuity of counsel).
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14 Date: November 18, 2005

15 /s/ Lawrence K. Karlton
16 HONORABLE LAWRENCE K. KARLTON
17 SENIOR DISTRICT COURT JUDGE
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